



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application : Jeffrey A. Zapfe
Application No. : 09/940,070
Filed : August 27, 2001
For : NOISE CANCELLATION USING A MECHANICAL
OSCILLATOR
Attorney's Docket : ACENT-004AX

Group Art Unit: 2878

* * * * *
I hereby certify that this correspondence is being deposited with
the United States Postal Service as first class mail in an
envelope addressed to: Box Missing Parts, Commissioner for
Patents, Washington, D.C. 20231 on Dec. 3, 2001.

By: Holliday C. Heine
Holliday C. Heine, Ph.D.
Registration No. 34,346
Attorney for Applicants

* * * * *

LETTER TO CHIEF DRAFTSMAN
RE: SUBMISSION OF FORMAL DRAWINGS
AND PETITION UNDER 37 C.F.R. §1.84(b) (1)

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

Sir:

Pursuant to the Notice dated October 1, 2001, submitted
herewith in the above-identified application are a complete set of
formal drawings.

Kindly substitute these drawings for the ones currently on
file as appropriate and charge any costs associated therewith to
Patent and Trademark Office Account No. 23-0804.

01/11/2002 BABRAHA1 00000055 09940070

01 FC:122

130.00 DP

- 1 -

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Furthermore, the Applicants petition to be permitted to use a black and white photograph for Fig. 4. The Applicants submit that a black and white photograph is the only practical medium in which to illustrate the reduction of the methods of the invention to practice.

Enclosed is a check for the fee of \$130.00 as set forth in §1.17(h) and one set of Fig. 4, in conformity with the 37 C.F.R. §1.84(b)(1).

Triplicate copies of this transmittal letter are enclosed.

Respectfully submitted,

JEFFREY A. ZAPFE

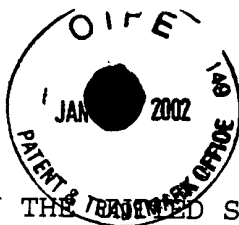
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Enclosure
261306-1



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Registration No. 34,346
Attorney for Applicant(s)

LETTER

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Notice dated October 1, 2001 (copy
enclosed), enclosed please find:

- [X] Missing parts fee in the amount of \$ 65.00 .
- [X] Filing fee in the amount of \$ 370.00 .
- [X] Signed Declaration.

BEST AVAILABLE COPY

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[X] Small entity status is entitled to be, and hereby is, asserted for this application.

[] A Petition for Extension of Time for ____ month(s) is hereby made, under provisions of §1.136(a); a check in the amount of \$_____ is enclosed per §1.17.

[X] Other: Letter to Chief Draftsman including Petition Under 37 C. F. R. 1.84 (b) (1) also enclosing 5 Sheets of Formal Drawings, Figs 1-7.

In the event any additional fee is required, please charge such amount to Patent and Trademark Office Deposit Account No. 23-0804. A triplicate of this transmittal letter is enclosed.

Respectfully submitted,

JEFFREY A ZAPFE

By: Holliday C. Heine
Holliday C. Heine, Ph.D.
Registration No. 34,346
Attorney for Applicant(s)

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/940,070	08/27/2001	Jeffery A. Zapfe	ACENT-004AX

CONFIRMATION NO. 3078

FORMALITIES LETTER



OC000000006822709

WEINGARTEN, SCHURGIN, GAGNEBIN
& HAYES, LLP
TEN POST OFFICE SQUARE
BOSTON, MA 02109

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Date Mailed: 10/01/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

01/11/2002 BABRAHA1 00000054 09940070

01 FC:201
02 FC:205

370.00 OP
65.00 OP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 840.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

D. Woody

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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